

Proposed Action on Regulations

For information concerning citizen participation in the regulation-making process, see inside front cover.

Symbol Key

- Roman type indicates existing text of regulation.
- *Italic type* indicates proposed new text.
- [Single brackets] indicate text proposed for deletion.

Promulgation of Regulations

An agency wishing to adopt, amend, or repeal regulations must first publish in the Maryland Register a notice of proposed action, a statement of purpose, a comparison to federal standards, an estimate of economic impact, an economic impact on small businesses, a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations. The opportunity for public comment must be held open for at least 30 days after the proposal is published in the Maryland Register.

Following publication of the proposal in the Maryland Register, 45 days must pass before the agency may take final action on the proposal. When final action is taken, the agency must publish a notice in the Maryland Register. Final action takes effect 10 days after the notice is published, unless the agency specifies a later date. An agency may make changes in the text of a proposal. If the changes are not substantive, these changes are included in the notice of final action and published in the Maryland Register. If the changes are substantive, the agency must repropose the regulations, showing the changes that were made to the originally proposed text.

Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken. When an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.

Title 05

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

Subtitle 04 SPECIAL LOAN PROGRAMS

05.04.06 Lead Hazard Reduction Grant and Loan Program

Authority: Housing and Community Development Article, [§§4-704—4-706 and Title 4, Subtitle 9] §4-706, Annotated Code of Maryland

Notice of Proposed Action [16-120-P]

The Secretary of Housing and Community Development proposes to amend Regulations .07 and .09 under COMAR 05.04.06 Lead Hazard Reduction Grant and Loan Program.

Statement of Purpose

The purpose of this action is to increase the amount of loan and grant commitments the Department may make in a fiscal year to a sponsor of a lead hazard reduction project.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. Under the Lead Hazard Reduction Grant and Loan Program (Program), the Department provides loans and grants for lead hazard reduction projects in existing housing to homeowners and sponsors that own rental property or day care centers. Over the last 3 years, approximately 65 percent of the annual Program funding has been provided to homeowners and 35 percent has been provided to sponsors.

The Department is amending the Program regulations to increase the amount of loan and grant commitments it may make in a year to a sponsor of a lead hazard reduction project. The Department estimates the same amount of annual Program funding will be provided to homeowners and sponsors after the change. The reason for the change is to allow the Department to provide more funding to the sponsors that are effective and efficient at completed lead hazard reduction activities. Since the annual amount of funding is not increased or decreased by the proposed changes, there will not be any economic impacts to the Department or local governments. Certain sponsors may benefit because they may be eligible to receive more grants and loans under the Program. The public will benefit because the changes will allow the Department to more efficiently provide funding to sponsors that complete lead hazard reduction activities.

II. Types of Economic Impact.

- A. On issuing agency:
B. On other State
agencies:
C. On local
governments:

Revenue (R+/R-)
Expenditure
(E+/E-)

NONE
NONE

NONE

Benefit (+) Magnitude
Cost (-)

- D. On regulated
industries or trade
groups:

(+) Indeterminable

- E. On other industries
or trade groups:

NONE

- (1) Nonprofit
organizations

Indeterminable

- (2) Donating
Businesses

NONE

- F. Direct and indirect
effects on public:

Indeterminable

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

D. Property owners that are effective at completing lead hazard reduction activities may be eligible to receive up to \$250,000 in Program funding commitments in a year. They may receive a positive benefit since they will be able to complete more projects with Program funding. The number of sponsors that will seek and qualify for additional commitments is indeterminable.

E. Nonprofit housing agencies are the typical sponsors under the Program. The nonprofit agencies that are effective at completing lead hazard reduction activities may be eligible to receive up to \$250,000 in Program funding commitments in a year. They may receive a positive benefit since they will be able to complete more projects with Program funding. The number of sponsors that will seek and qualify for additional commitments is indeterminable.

F. The public receives an indirect benefit each time a lead hazard reduction project is completed because the properties are no longer a lead hazard to children. The number of additional projects completed in a year is indeterminable.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Amy Grutzner, Director of Single Family Housing, Department of Housing and Community Development, 7800 Harkins Road, Lanham, MD 20706, or call 301-429-7763, or email to Amy.Grutzner@maryland.gov. Comments will be accepted through June 27, 2016. A public hearing has not been scheduled.

.07 Loan Terms and Requirements — Deferred Payment Loans.

A.—C. (text unchanged)

D. Maximum Loan Amount for a Deferred Payment Loan. A sponsor may not receive commitments for more than [\$100,000] \$250,000 during a fiscal year for grants and deferred payment loans combined. This limit is reduced to [\$30,000] \$75,000 for child care centers. The sponsor limit applies to the sponsor and all related corporations, partnerships, and other business entities.

E. (text unchanged)

.09 Grant Terms and Requirements.

A.—B. (text unchanged)

C. Maximum Grant Amount.

(1)—(2) (text unchanged)

(3) A sponsor may not receive commitments for more than [\$100,000] \$250,000 per fiscal year in grants and forgiven loans combined. The sponsor limit applies to the sponsor and all related corporations, partnerships, and other business entities.

(4) (text unchanged)

D.—F. (text unchanged)

KENNETH C. HOLT

Secretary of Housing and Community Development

Title 09

DEPARTMENT OF LABOR, LICENSING, AND REGULATION

Subtitle 19 COMMISSION OF REAL ESTATE APPRAISERS, APPRAISAL MANAGEMENT COMPANIES, AND HOME INSPECTORS — REAL ESTATE APPRAISERS

09.19.08 Temporary Permits and Reciprocity

Authority: Business Occupations and Professions Article, §§16-216 [and], 16-220, 16-305, and 16-507, Annotated Code of Maryland

Notice of Proposed Action

[16-122-P]

The Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors proposes to amend Regulation .02 under COMAR 09.19.08 Temporary Permits and Reciprocity. This action was considered at a public meeting of the Commission held on April 12, 2016, notice of which was given in 43:7 Md. R 486 (April 1, 2016), pursuant to General Provisions Article, §3-302, Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to amend COMAR 09.19.08.02 to comply with a change to Title XI of the Financial Institutions Reform, Recovery and Enforcement Act of 1989 (Title XI) affecting reciprocal licensing for real estate appraisers and as required by the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010. This action eliminates language restricting reciprocal licensing to states that reciprocate equally with Maryland licensees and makes the requirements for reciprocal licensing set forth in the regulation consistent with Maryland statutory requirements and federal requirements.

Comparison to Federal Standards

There is a corresponding federal standard to this proposed action, but the proposed action is not more restrictive or stringent.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Patricia Schott, Executive Director, Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors, 500 N. Calvert Street, #302, Baltimore, MD 21202, or call 410-230-6165, or email to patricia.schott@maryland.gov, or fax to 410-333-6314. Comments will be accepted through June 30, 2016. A public hearing has not been scheduled.